

FILED
SCRANTON

FEB 27 2013

DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CHARLES D. JURBALA,
Plaintiff

v.

WARDEN HOLT, ET AL.,
Defendants

CIVIL NO. 3:12-CV-1092

(JUDGE NEALON)


(MAGISTRATE JUDGE CARLSON)

ORDER

NOW, THIS 27th DAY OF FEBRUARY, 2013, for the reasons set forth in the

Memorandum issued this date, **IT IS HEREBY ORDERED THAT:**

1. The United States is **SUBSTITUTED** as the sole Defendant in this action;
2. The only remaining claim is Plaintiff's FTCA claim against the United States;
3. Plaintiff's request for specific sums of unliquidated damages is **STRICKEN**;
4. The Clerk of Court is directed to **SERVE** the original complaint, (Doc. 1), a copy of this Order, and a copy of the Memorandum and Order dated January 30, 2013, (Docs. 10-11), on the United States in accordance with Rule 4 of the Federal Rules of Civil Procedure;
5. Defendant is requested to waive service pursuant to Rule 4(d)¹; and
6. This matter is **REMANDED** to Magistrate Judge Carlson for further proceedings.


United States District Judge

¹The Marshal will send the form Notice of Lawsuit and Request for Waiver of Service of Summons to Defendant.